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| In re Application of | : | |
| MORI et al. | : | |
| Application No.: 09/914,112 | : | DECISION ON PETITION |
| PCT No.: PCT/JP00/01127 | : | |
| Int. Filing Date: 25 February 2000 | : | |
| Priority Date: 26 February 1999 | : | |
| Attorney Docket No.: 52433/659 | : | |
| For: COATING COMPOSITION CAPABLE OF | : | |
| FORMING ALKALI-SOLUBLE | : | |
| LUBRICATING FILM SUITABLE FOR | : | |
| SHAPE FORMING AND USE THEREOF | : | |

This decision is in response to applicants' "Response to Missing Requirements under 35 U.S.C. 371" filed 31 October 2001.

On 23 August 2001, applicants filed a transmittal letter for entry into the national stage in the United States which was accompanied by, inter alia: the basic national fee; international search report, and a preliminary amendment.

On 09 October 2001, the United States Designated/Elected Office (DO/EO/US) mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (Form PCT/DO/EO/905) indicating that the declaration was not in compliance with 37 CFR 1.497(a) and (b), and that an oath or declaration in compliance with 37 CFR 1.497(a) and (b) along with a surcharge for providing the oath or declaration later than 30 months from the priority date were required.

On 31 October 2001, applicants filed "Response to Missing Requirements under 35 U.S.C. 371" which was accompanied by a declaration executed by the all named inventors. Additionally, counsel avers that, "[a]s set forth in the attached Inventors' Declaration, the correct English language spelling of the last name of the second inventor is Yamasaki (not Yamazaki) and the correct English language spelling of the first name of fourth inventor is Ryosuke (not Ryosuke)."

As indicated in Section 201.03 of the Manual of Patent Examining Procedure, where a typographical or transliteration error in the spelling of an inventor's name is discovered, a petition is not required. See also MPEP 605.04(b). Accordingly, applicants' explanation of the difference in the spelling of the inventors' name is accepted and noted for the record.

This application is being forwarded to the National Stage Processing Branch of the International Division for further processing with the last name of the second named inventor spelled as Makoto YAMASAKI and the first name of the fourth named inventor spelled as RYOSUKE Wake and for review of the national stage papers submitted 31 October 2001 and, if appropriate, preparation and mailing of the Notification of Acceptance of Application under 35 U.S.C. 371 (Form PCT/DO/EO/903) indicating a date of **31 October 2001** under 35 U.S.C. 371(c).



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